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Date: 3/5/03

By: Susan L. Baka
Susan L. Baka

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Sokawa *et al.*
APPLICATION No.: 09/910,406
FILED: July 19, 2001
FOR: COMPOSITION FOR TREATMENT OF AND METHOD
OF MONITORING HEPATITIS C VIRUS USING
INTERFERON-TAU

EXAMINER: Wortman, Donna C.
ART UNIT: 1648
CONF. No: 9683

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Supplemental Information Disclosure Statement Within Three
Months of Application Filing or Before First Action – 37 CFR 1.97(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. Timing of Submission

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 CFR 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

- ☒ Copies of the following references are enclosed:
- ☒ All cited references
 - ☐ References marked by asterisks
 - ☒ The following: Copy of International Search Report for Int'l. Appln. No. PCT/US01/22976; filed July 19, 2001.

☐ Copies of the following references can be found in parent U.S. Application No.

- ☐ All cited references
- ☐ References marked by asterisks
- ☐ The following:

☐ The following references are not in English. For each such reference, the undersigned has enclosed (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference, (iii) a copy of a reference which appears to be an English-language counterpart, or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.

- ☐ All cited references
- ☐ References marked by ampersands
- ☐ The following:

3. Effect of Information Disclosure Statement (37 CFR 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment


No fees are believed due. However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2207.

5. Patent Term Adjustment (37 CFR 1.704(d))

- ☐ The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,
Perkins Coie LLP

Date: 3 - 4 - 03



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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Form PTO-1449 (Modified)
(Use several sheets if necessary)

COMPLETE IF KNOWN

Application Number	09/910,406
Confirmation Number	9683
Filing Date	July 19, 2001
First Named Inventor	Yoshihiro Sokawa
Group Art Unit	1648
Examiner Name	Wortman, Donna C.
Attorney Docket No.	55600-8004.US00

Sheet 1 of 1

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		NUMBER	Kind Code (if known)			

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FOREIGN PATENT DOCUMENTS

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		Office	NUMBER	Kind Code (if known)				
			WO00/78266		Univ of Maryland College Park	12/28/2000		
			WO96/35789		The Women's Research Institute	11/14/1996		

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T
		Clayette, P., et al., "IFN – tau, a new interferon type I with antiretroviral activity," <i>Pathologie Biologique</i> , 47:4 553-559 (1999).	
		Saez-Royuela, F., et al., "Treatment of Chronic Non-A Non-B Hepatitis with High Doses of Recombinant IFN-ALPHA or Recobinant IFN-TAU," 40 th Annual Meeting of the American Association for the Study of Liver Diseases, Chicago, IL, <i>Hepatology</i> , 10:4 646 (1989).	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).	